



Rev. 05/27/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Benjamin P. Warner

Docket No.: S-94,661

Serial No.: 09/859,701

Examiner:

Filed : 5/16/2001

Art Unit:

For : METHOD FOR DETECTING BINDING  
EVENTS USING MICRO-X-RAY FLUORESCENCE SPECTROMETRY

RECEIVED

Mail Stop Sequence  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

MAR 10 2004

SUBMISSION OF SUBSTITUTE "SEQUENCE LISTING," COMPUTER READABLE  
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FOR BIOTECHNOLOGY INVENTION CONTAINING NUCLEOTIDE  
AND/OR AMINO ACID SEQUENCE

(check and complete this item, if applicable)

1.  This replies to the Office Letter dated 12/30/2003.

A copy of the Office Letter is enclosed.

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CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

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*Samuel L. Borkowsky*  
Signature

Samuel L. Borkowsky  
(type or print name of person certifying)

Date: February 17, 2004

02/26/2004 HLE333 00000085 122150 09859701

J1 FC:2251

55.00 DA

**STATEMENT THAT "SEQUENCE LISTING"  
AND COMPUTER READABLE COPY ARE THE SAME  
AND/OR THAT PAPERS SUBMITTED INCLUDES NO NEW MATTER**

4. I hereby state:  
(complete applicable item A and/or B)

- A.  Each computer readable form submitted in this application, including those forms requested to be transferred from applicant's other application, is the same as the "Sequence Listing" to which it is indicated to relate.
- B.  All papers accompanying this submission, or for which a request for transfer from applicants' other application, introduce no new matter.

**STATUS**

5. Applicant

- claims small entity status

**EXTENSION OF TIME**

6. The proceedings herein are for a patent application and the provisions of 37C.F.R. § 1.136 apply.

- (a)  Applicant petitions for an extension of time under 37 C.F.R. § 1.136  
(fees: 37 C.F.R. § 1.17(a)(1)-(4)) for the total number of months checked below:

<u>Extension (months)</u>	<u>Fee for other than small entity</u>	<u>Fee for small entity</u>
<input checked="" type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 410.00	\$205.00
<input type="checkbox"/> three months	\$ 930.00	\$465.00
<input type="checkbox"/> four months	\$1,450.00	\$725.00

Fee: \$ 55.00

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

- An extension for \_\_\_\_\_ months has already been secured. The fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$\_\_\_\_\_

or

- (b)  Applicant believes that- no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

**FEE PAYMENT**

7.  Attached is a check in the sum of \_\_\_\_\_
- Charge Account No. 12-2150 the sum of \$55.00.  
A duplicate of this transmittal is attached.

**FEE DEFICIENCY**

8.  If any additional extension and/or fee is required, charge

Account No. 12-2150

**SIGNATURE(s)**

Respectfully submitted,

Date: February 17, 2004

Samuel L. Borkowsky  
Signature of Agent

Reg. No.: 42,346  
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